



FISCAL MEMORANDUM

HB 2043 - SB 1997

March 29, 2022

SUMMARY OF BILL AS AMENDED (014291, 016757): Adds Tianeptine to the list of Schedule II controlled substances, punishable as a Class A misdemeanor.

FISCAL IMPACT OF BILL AS AMENDED:

Increase Local Expenditures – \$2,700/FY22-23 and Subsequent Years*

Assumptions for the bill as amended:

- The National Poison Data System (NPDS) reports a significant increase in tianeptine exposure calls between 2014 and 2017, as follows:
 - 2014: 5
 - 2015: 38
 - 2016: 83
 - 2017: 81
- Based on information located on the Drug Enforcement Agency's (DEA) website, there were 29 reports from state and local forensic laboratories of tianeptine from 2017 to 2018. Further, there have been at least two reported fatalities associated with tianeptine which occurred in Texas.
- It is reasonably assumed the proposed legislation will result in three additional Class A misdemeanor convictions each year.
- It is assumed that an individual convicted of a Class A misdemeanor offense will spend an average of 15 days in a local jail.
- Based on cost estimates provided by local government entities throughout the state and reported bed capacity within such facilities, the weighted average cost per day to house an inmate in a local jail facility is \$60.69.
- The recurring mandatory increase in expenditures to local governments is estimated to be \$2,731 (3 convictions x \$60.69 x 15) in FY22-23 and subsequent years.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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